

AO 121 (6/90)

TO:	Register of Copyrights Copyright Office Library of Congress Washington, D.C. 20559	REPORT ON THE FILING OR DETERMINATION OF AN ACTION OR APPEAL REGARDING A COPYRIGHT
	MAY 16 2006 CENTRAL DISTRICT OF CALIFORNIA DEPUTY	

In compliance with the provisions of 17 U.S.C. 508, you are hereby advised that a court action or appeal has been filed on the following copyright(s):

<input checked="" type="checkbox"/> ACTION <input type="checkbox"/> APPEAL VBF		COURT NAME AND LOCATION	
DOCKET NO.		United States District Court, Central District of California	
CV06-3012		312 N. Spring Street, Los Angeles, CA 90012	
DATE FILED May 15, 2006			
PLAINTIFF		DEFENDANT	
Euro Tec Enterprises, Inc. d/b/a Euro Tec Publishing, Euro Tec, Bruce Caplin; Prestoons d/b/a Prestoons Music		Apple Computer, Inc.; AOL Music Now, LLC; Buy.com, Inc.; Microsoft Corporation; Napster, LLC; RealNetworks Digital Music of California, Inc.; Record Town, Inc.; Sony Connect, Inc.; Virgin Entertainment Group, Inc.; Wal-Mart.com USA, LLC; Yahoo!, Inc.	
COPYRIGHT REGISTRATION NO.	TITLE OF WORK		AUTHOR OR WORK
1 PA-404-984	Oh, I Love You So		Preston Smith
2 PA-414-123	Black and White		Preston Smith
3 PA-786-593	Caribbean Blue		Gary Benson, Joaquin McWhinney, Kevin Flournoy
4 PA-1-221-253	Beautiful Day, Light'n Up		Joaquin McWhinney, Bruce Caplin
5			

In the above-entitled case, the following copyright(s) have been included:

DATE INCLUDED	INCLUDED BY			
	<input type="checkbox"/> Amendment	<input type="checkbox"/> Answer	<input type="checkbox"/> Cross Bill	<input type="checkbox"/> Other Pleading
COPYRIGHT REGISTRATION NO.	TITLE OF WORK		AUTHOR OF WORK	
1				
2				
3				

In the above-entitled case, a final decision was rendered on the date entered below. A copy of the order or judgment together with the written opinion, if any, of the court is attached.

COPY ATTACHED		WRITTEN OPINION ATTACHED	DATE RENDERED
<input checked="" type="checkbox"/> Order	<input type="checkbox"/> Judgment	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	4/18/08
CLERK		(BY) DEPUTY CLERK	DATE
SHERRI R. CARTER		J. Lam	4/21/08

DISTRIBUTION:

- 1) Upon initiation of action, mail copy to Register of Copyrights
- 2) Upon filing of document adding copyright(s), mail copy to Register of Copyrights
- 3) Upon termination of action, mail copy to Register of Copyrights
- 4) In the event of an appeal, forward copy to Appellate Court
- 5) Case File Copy

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES -REOPENING/CLOSING

Case No. CV06-3012 VBF(MANx) Date April 18, 2008

Title: Euro Tec Enterprises, Inc., et al. v. Apple Computer, Inc., et al.

Present: The Honorable Valerie Baker Fairbank

<u>Rita Sanchez</u>	<u>None</u>	
Deputy Clerk	Court Reporter / Recorder	Tape No.

Attorneys Present for Plaintiffs:
Not Present

Attorneys Present for Defendants:
Not Present

Proceedings: ☐ In Court ☒ In Chambers ☐ Counsel Notified

☐ Case previously closed in error. Make JS-5.

☒ Case should have been closed on entry dated 5/23/07.

☐ Case settled but may be reopened if settlement is not consummated within _____ days.
Make JS-6.

☐ Other _____

☐ Entered _____.

Initials of Preparer rs

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8 *Attorneys for All Plaintiffs*

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 10 [Additional counsel listed on next page]

11 UNITED STATES DISTRICT COURT
 12 CENTRAL DISTRICT OF CALIFORNIA
 13 WESTERN DIVISION

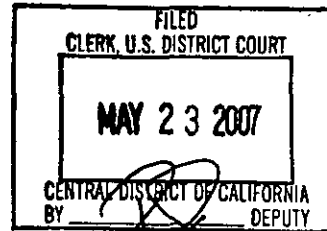
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 15 CLERK, U.S. DISTRICT COURT
 16 mm 4:02
 17 MAY 21 2007

18 EURO TEC PUBLISHING, INC., d/b/a
 19 EURO TEC PUBLISHING, EURO TEC,
 20 BRUCE CAPLIN; PRESTOONS d/b/a
 21 PRESTOONS MUSIC; on behalf of
 22 themselves and those similarly situated,
 23 Plaintiffs,

24 v.

25 APPLE COMPUTER, INC.; AOL MUSIC
 26 NOW, LLC; BUY.COM, INC.;
 27 MICROSOFT CORPORATION;
 28 NAPSTER, LLC; REAL NETWORKS
 DIGITAL MUSIC OF CALIFORNIA INC.;
 RECORD TOWN, INC.; SONY CONNECT
 INC.; VIRGIN AUDIO HOLDINGS, LLC;
 WAL-MART.COM USA, LLC; YAHOO!,
 INC.; SONY BMG MUSIC
 ENTERTAINMENT; WARNER MUSIC
 GROUP CORP.; and DOES 1-10, inclusive,

Defendants.

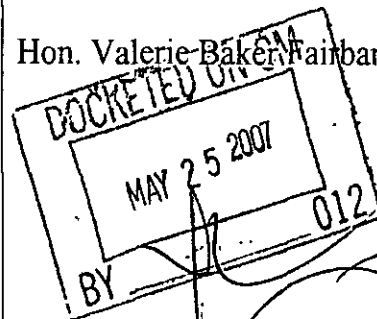


Priority
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 JS-5/JS-6 110
 JS-2/JS-3
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Case No. CV 06-3012 VBF (MANx)

**STIPULATION OF DISMISSAL
 WITHOUT PREJUDICE AS TO
 ALL CLAIMS OF PLAINTIFF
 PRESTOONS d/b/a PRESTOONS
 MUSIC**

Hon. Valerie Baker Fairbank



106
 ORIGINAL

SCANNED

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18 MICROSOFT CORP.; NAPSTER, LLC;
19 REALNETWORKS DIGITAL MUSIC OF
20 CALIFORNIA, INC.; RECORD TOWN, INC.;
21 SONY BMG MUSIC ENTERTAINMENT;
22 SONY CONNECT INC.; VIRGIN AUDIO
23 HOLDINGS, LLC; WAL-MART.COM
24 USA, LLC; WARNER MUSIC GROUP
25 CORP.; and YAHOO! INC.

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Attorneys for Defendant,
APPLE COMPUTER, INC.

SCANNED

1 TO THE HONORABLE VALERIE BAKER FAIRBANK:

2 Plaintiff PRESTOONS d/b/a PRESTOONS MUSIC ("Prestoons") and all
 3 Defendants, APPLE COMPUTER, INC.; AOL MUSIC NOW, LLC; BUY.COM,
 4 INC.; MICROSOFT CORPORATION; NAPSTER, LLC; REAL NETWORKS
 5 DIGITAL MUSIC OF CALIFORNIA INC.; RECORD TOWN, INC.; SONY
 6 CONNECT INC.; VIRGIN AUDIO HOLDINGS, LLC; WAL-MART.COM USA,
 7 LLC; YAHOO!, INC.; SONY BMG MUSIC ENTERTAINMENT; and WARNER
 8 MUSIC GROUP CORP. ("Defendants"), through their attorneys of record, and
 9 pursuant to Federal Rule of Civil Procedure 41(a)(1), hereby agree and stipulate
 10 that this matter be dismissed as to all of Plaintiff Prestoons' claims, without
 11 prejudice. Plaintiff Prestoons, on the one hand, and Defendants, on the other hand,
 12 shall bear their own costs and attorney fees.

13 Whereby this Court having previously entered as an Order dated April 30,
 14 2007, the Stipulation of Dismissal Without Prejudice as to All Claims of Plaintiff
 15 Euro Tec Enterprises, the parties hereto, by and through their respective counsel,
 16 and pursuant to Federal Rule of Civil Procedure 41(a)(1), hereby stipulate that this
 17 matter be dismissed in its entirety, without prejudice. Plaintiffs, on the one hand,
 18 and Defendants, on the other hand, shall bear their own costs and attorney fees.

19
 20 Dated: May 17, 2007 GIBSON, DUNN & CRUTCHER LLP

21
 22 By: Scott Edelman /BLK
 23 Attorneys for Defendants
 24 AOL MUSIC NOW LLC; BUY.COM, INC.;
 25 MICROSOFT CORP.; NAPSTER, LLC;
 26 REALNETWORKS DIGITAL MUSIC OF
 27 CALIFORNIA, INC.; RECORD TOWN, INC.;
 28 SONY BMG MUSIC ENTERTAINMENT; SONY
 CONNECT INC.; VIRGIN AUDIO HOLDINGS,
 LLC; WAL-MART.COM USA, LLC; WARNER
 MUSIC GROUP CORP.; and YAHOO! INC.

FROM LATHAM & WATKINS LLP 213-891-8763 37FL (THU) 5.17'07 11:18/ST. 11:13/NO. 4861843138 P 2

SCANNED

MUSIC GROUP CORP.; and YAHOO! INC.

Dated: May 7, 2007

LATHAM & WATKINS LLP

By: 

Attorneys for Defendant,
APPLE COMPUTER, INC.

Dated: May __, 2007

ADAMS & REESE LLP

By: _____

Attorneys for Defendant
WAL-MART.COM USA, LLC


Dated: May __, 2007

JOHNSON & RISHWAIN LLP

By: _____

Attorneys for All Plaintiffs

Dated: 5-12-07


Honorable Valerie Baker Fairbank
United States District Court Judge

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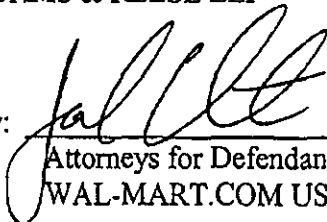
Dated: May __, 2007

LATHAM & WATKINS LLP

By: _____
Attorneys for Defendant,
APPLE COMPUTER, INC.

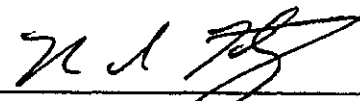
Dated: May 17, 2007

ADAMS & REESE LLP

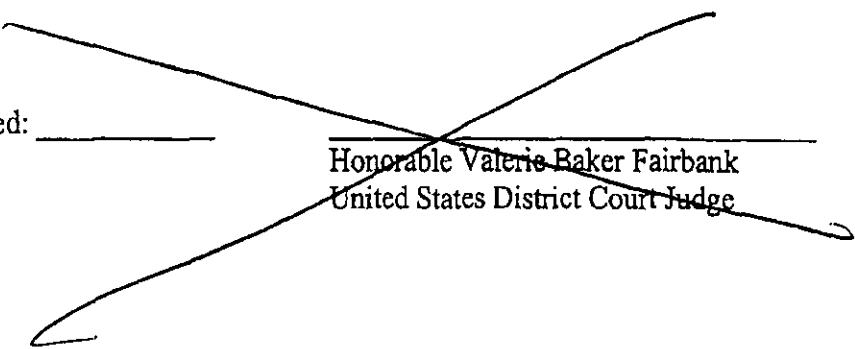
By:  _____
Attorneys for Defendant
WAL-MART.COM USA, LLC

Dated: May 21, 2007

JOHNSON & RISHWAIN LLP

By:  _____
Attorneys for All Plaintiffs

Dated: _____



Honorable Valerie Baker Fairbank
United States District Court Judge

PROOF OF SERVICE
STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California by JOHNSON & RISHWAIN LLP, and am over the age of 18 and not a party to the within action. My business address is 439 N. Canon Drive, Suite 200, Beverly Hills, California 90210.

On May 21, 2007 I served the foregoing document described as:

STIPULATION OF DISMISSAL WITHOUT PREJUDICE AS TO ALL CLAIMS OF PLAINTIFF PRESTOONS d/b/a PRESTOONS MUSIC on:

See Attached Service List

METHOD OF SERVICE

[X] (BY U.S. MAIL) I served the document(s) by enclosing them in an envelope and placing the envelope for collecting and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I am employed in the office of a member of the bar of this court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States and the State of California that the foregoing is true and correct.

Executed May 21, 2007 at Beverly Hills, California.



May Talchi

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22 Inc.; Microsoft Corp.; Napster, LLC;
23 RealNetworks Digital Music of
24 California, Inc.; Record Town, Inc.;
25 Sony Connect Inc.; Virgin Audio
26 Holdings, LLC; Wal-Mart.com USA,
27 LLC; Yahoo! Inc.; Sony BMG Music
28 Entertainment; Warner Music Group
Corp.